

(2)  
2/7/01  
MA

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

PAUL TURPIN,

CIVIL NO.1:CV-01-0168

Petitioner

v.

IMMIGRATION and NATURALIZATION  
SERVICE,

FILED  
HARRISBURG, PA

Respondent

FEB 0 2001

MARY E. D'ANDREA, CLERK  
Per MA Deputy Clerk

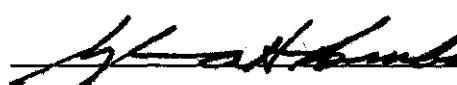
ORDER

The background of this order is as follows: Petitioner, presently detained at Pike County Jail, Pennsylvania, filed a pro se petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241, and an application to proceed in forma pauperis, in the United States District Court for the Southern District of New York (“Southern District”) on December 1, 2000. Petitioner seeks to be released from the custody of the Immigration and Naturalization Service (“INS”) which is pursuing the deportation of Petitioner. On January 18, 2001, the Southern District, finding that it was not the proper venue for Petitioner’s habeas petition, issued an order transferring the captioned action to this court and staying Petitioner’s removal or deportation until order of this court.

Based on the petition for writ of habeas corpus, **IT IS HEREBY  
ORDERED THAT:**

- 1) Plaintiff is granted leave to proceed in forma pauperis;
- 2) Respondent shall show cause within twenty (20) days of the date of this order why Petitioner should not be granted habeas corpus relief;

- 3) A determination as to whether or not Petitioner should be produced for a hearing will be held in abeyance pending the filing of a response; and
- 4) Petitioner shall, if he so desires, file a reply brief responding to Respondent's submission, within fifteen (15) days of its filing.



SYLVIA H. RAMBO  
United States District Judge

Dated: February 7, 2001.

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

February 7, 2001

Re: 1:01-cv-00168 Turpin v. Immigration and Natu

True and correct copies of the attached were mailed by the clerk to the following:

Paul Turpin  
CTY-PIKE  
HC 8, Box 8601  
Hawley, PA 18428-8610

David Barasch  
United States Attorney's Office  
Room 217, Federal Building & Court House  
228 Walnut Street  
Harrisburg, PA 17108

U.S. Attorney General  
Room 511, Main Justice Building  
10th and Constitution Ave.  
Washington, DC. 20530

Immigration and Naturalization Service  
425 I Street, Suite 7100  
Washington, DC. 20536

John Ashcroft

*Certified  
&  
1st class  
w/copy  
of writhe*

CC:

Judge	(X)	( ) Pro Se Law Clerk
Magistrate Judge	( )	( ) INS
U.S. Marshal	( )	( ) Jury Clerk
Probation	( )	
U.S. Attorney	( )	
Atty. for Deft.	( )	
Defendant	( )	
Warden	( )	
Bureau of Prisons	( )	
Ct Reporter	( )	
Ctroom Deputy	( )	
Orig-Security	( )	
Federal Public Defender	( )	
Summons Issued	( )	with N/C attached to complt. and served by: U.S. Marshal ( ) Pltf's Attorney ( )
Standard Order 93-5	( )	
Order to Show Cause	( )	with Petition attached & mailed certified mail

to: US Atty Gen ( ) PA Atty Gen ( )  
DA of County ( ) Respondents ( )  
Bankruptcy Court ( )  
Other ( )

MARY E. D'ANDREA, Clerk

DATE: February 7th, 2001

BY:   
Deputy Clerk